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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

BOUKHAROV *et al.*

Appl. No.: 09/815,264

Filed: March 23, 2001

For: **Genomic Plant Sequences and  
Uses Thereof**

Art Unit: 1631

Examiner: MARJORIE A. MORAN

Atty. Docket: 38-21(51237)G

#158  
Plunkett  
3/12/03

**Response to Restriction Requirement**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action mailed December 24, 2002, Applicants submit the following remarks.

**Remarks**

The application presently contains claims 1-37. In the Office Action mailed December 24, 2002, the Examiner required restriction to one of the following inventions under 35 U.S.C. § 121:

Group I: Claims 1-5 and 8-11, drawn to a purified nucleic acid molecule, classified in class 536, subclass 24.1;

Group II: Claims 6-7 and 12-17, drawn to a purified nucleic acid sequence comprising a heterologous nucleic acid sequence, classified in class 536, subclass 23.6; and